



Fencing Requirement Checklist

The following information is intended to assist the property owner in having a fence installed in a safe and ordinance compliant-manner.

A Building Permit is required. The following items must be submitted with the Building Permit Application:

- ☐ Proof of compliance with New York State Worker's Compensation and Disability Law
- ☐ A picture or graphic rendering of the fence type proposed for installation.
- ☐ Property survey showing the proposed location of the fence, including distances to all nearby structures and lot lines. This information is needed to determine compliance with:
 - The Code of the Village of Alden

Code of the Village of Alden fence requirements:

- In any R-O, R-1, R-2 or R-C District, a wall or fence not over three feet (3) feet high in any front or side street yard, provided all fencing is a minimum of five (5) feet from any existing sidewalk or right-of-way.
- In any C-1, C-2, or I-1 District, a wall or fence not over seven (7) feet high in any front or side street yard, provided all fencing is a minimum of five (5) feet from any existing sidewalk or right-of-way. Where a fence may obstruct visibility at driveways, it shall be no more than three (3) feet high for a distance of forty (40) feet from any sidewalk or existing right-of-way.
- A wall or fence not over seven (7) feet high in any other yard.
- No fence, wall, hedge, shrub planting or tree foliage which obstructs sight lines at elevations between two (2) and ten (10) feet above the roadway or sidewalk shall be placed or permitted to remain on any corner lot in the triangular area formed by intersecting street property lines and a line connecting them at points forty (40) feet distant from their intersection or, in the case of a rounded or cutoff corner, from the intersection of such lines extended.

- All such fences shall be so designed, constructed and placed so as to have all support beams, posts, etc., on the interior of the yard upon which such fence is placed. No such support features or posts shall be so placed as to be in the view of any adjoining land owners.
 - All such fences shall be kept in good and proper working order and the same shall not be allowed to deteriorate or be so designed, erected, placed, maintained or painted so as to constitute a nuisance, obstruction or annoyance to any resident within the Village of Alden. All such fences shall be of one uniform color and shall not be constructed of any scrap or junk materials.
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NOTE: Many fencing installations do not require that fencing be set back any certain distance from a property line. However, the property owner is STRONGLY ENCOURAGED to consider placing any fencing a distance away from the property line so that sufficient space is left for maintenance of the yard area and exterior of the fence. Placing a fence up to the property line DOES NOT give the property owner authority to enter neighboring property to maintain a fence. If the fencing and adjacent yard area are not maintained properly, enforcement action may be initiated.

A successful final inspection MUST be obtained upon completion of the fencing installation.

All applicable boxes must be checked and the Property Owner must sign and date below. Include this Checklist with the Building Permit Application.

Property Owner: _____ Date: _____